P.F 11 of 1897

G. R. S. IX-5]

*Previous references.* 1887-88

**191**

( L.R )

File No. 29 of 87

Serial Nos. 1-20

*Later references.*

File No 92 of 94

and File No 317 of 1901

# GENERAL AND REVENUE SECRETARIAT.

*Serial Nos.* 1-20.

Major ~~Part~~ B for December 1889.

SUBJECT.

Complaint of Chavareker Krishnappa regarding the levy of water-rate on his land in Chikarlagere village in the Hoskote Tq.

Countermarked

W D 1250—GPB—30,000 - 28-1-19

Indexed

BSB

2 Memo

One Thávarekere Kristnappa, Agent of Narasamma, mortgagee of the Kayemgutta Dyavasandra village in the Tulibele Hobli of the Hoskota Taluk, addressed a petition to this office on 25/4/87, the purport of which is as follows:-

That altho' the "Patte gadde" of the said Dyavasandra village is usually irrigated by the water running thro' Raj Kalve of the Dodda Arlagere Amani tank, yet the Deputy Comr has ordered the levy of water cess on the representation made by the Amildar in the Takrar Takhta No 7 for Parthiva, to the effect that the said wet land was irrigated by the water of the aforesaid tank without precedent. Whether the said land is Patte gadde or not may be ascertained, and if it were proved in the affirmative, orders may be passed as to who is responsible for the loss of about 50 candies of paddy, sustained by the Kayemguttadar & his ryots owing to the stoppage of water for cultivation purposes.

That the Amildar's statement

int.

Agavavandra village which [illegible]

altho' the question [illegible] formerly decided, yet the new Shanbogue Kristnappa has attached the produce of her lands, it should be reported how the question was formerly decided & how the Shanbogue interfered in the matter in spite of the alleged former decision. The statement of the Shanbogue should be submitted & he should be informed that he would be held responsible for damages on account of wrongful attachment of the produce. The particulars as to whether any water cess was ever levied on the wet lands of the said 2 villages as also the details of extent of those lands should be intimated on personal inspection & local enquiry."

6 "Shanbogue Kristnappa is absent. His father Rangappa, states that the lands of the Godi Chik Arlagere village were never irrigated by the water of Dodda Arlagere Amani tank and consequently no water cess was ever levied: that, besides this village has no Patte gadde; that as some lands of the village had been cultivated with wet crop during the year Vikrama, the levy of water cess was ordered; but the villagers having

Shekdar's reply No 935 of 27/2/84

6

having executed a Mahajar to the effect that the wet ~~[illegible]~~ crop was raised by means of rain water, the said order was countermanded, that the Kayemgatta Dyavasandra village has some patte gadde which is usually cultivated, that there is no record to shew whether any dry land of this village was ever irrigated by the water of the said Dodda Arlagere Amani tank, and whether any water cess was levied on that account; that he (Ranjappa) does not know whether the land in question is Patte gadde or dry land, and that his son (Thanbogue Kristnaiah) will furnish any further details required. As the wet crops have already been ~~[illegible]~~ reaped & as the tank is empty it is impossible to find out whether the lands of the 2 villages in question were irrigated by the water of Dodda Arlagere Amani tank. The produce of the lands was not attached by me. It appears that the Thanbogue, under orders from the Amildar, directed the Talwars & Virganties to seal the produce & that the Inamdars have, nevertheless, taken away some portion of it."

Shekdar's report No 989 of 19/3/84 to the Amildar.

7 "On enquiry as directed it appears that there is no "Mamul" to charge water rate on account of patte gadde in question. The list or patti prepared by

by the Shanbogue shewing the lands (other than Patte gadde) of the village & those of one Narana Chari, all of which were irrigated by the said Dodda Arlagere Amani tank, is herein enclosed. This Narana Chari has produced the Patta granted by the Inam Department, in which 2 Kudis of land are entered as wet."

8 The Shekdar, alluding to the order referred to in para 2 above, states that the wet lands of many of the Inam villages in his Hobli, are usually irrigated by Sirkar tanks & no water cess is, nevertheless, levied thereon.

Shekdar's report No 560 of 15/11/86 in connection with a petition addressed by on Boodigere Rama Kristnappa.

9 "A wet land named Patte gadde situated below Dodda Arlagere Amani tank is attached to the Kayemgutta Dyavasandra village. Altho' the land was irrigated by the water of the said tank as usual, yet the Shanbogue, out of spite, entered in his Takrar Thakta that water cess should be levied from the Kayemguttadar. This suggestion being supported by the Amildar, the Deputy Comr has issued an endorsement No 270 stating that as the Kayemguttadar has failed to produce the Sannad authorizing the use of water of Sirkar tank for the land of his village, his complaint is untenable & that he should pay water cess. [illegible]

Petitions addressed by Thavarekere Kristnappa to the Dy. Comr. of Pal. & 10th January/87.

8

is now at Arlagere on circuit, and as the Patte gadde of Dyavasandra village is only a furlong from it the Deputy Comr may kindly inspect the land. The petitioner is prepared to point out the Patte gaddes of Balenahalli, Sasimakanahalli, Dodda Arlagere & Dyavasandra villages, all of which are situated below the Dodda Arlagere amani tank, as also the old water course constructed for the irrigation of the said wet lands, and to prove his statement by the evidence of Totis, Talaries, Nirganties, Shanbogues & ryots of the said villages & also the late Kodagidar of the said amani tank (since resumed to Govt).

Since the Kayemgutta Dyavasandra village, like other villages, was originally granted at an upset gutta amount for the whole dry & wet lands, atchkat thereof, it cannot be considered that the Kayemguttadar has unjustly utilized the water of Arlagere amani tank. Besides, the heavy cost at which the said tank was formerly repaired, was apportioned to other villages also, as follows.

2/5 of the cost to the Dodda Arlagere village
1/5 do — Kayemgutta Dyavasandra village
1/5 do — Balenahalli
1/5 do — Sasimakanahalli

The petitioner has paid up his contribution

contribution & his ryots are still turfing the tank bund annually. While such is the fact, it is unjust to demand water cess against precedent. It may be taken into consideration that the Kayemgutta amount of Rs. 175 is on account of wet & other lands of the village. While the candayam of the lands in the occupancy of ryots below the said Dodda Arlagere amani Tank is recovered separately from the ryots concerned, the candayam of the patte gadde in question is virtually included in the gutta amount of Dyavasandra village & the same levied in a lump sum. As the petitioner is not the sole Kayemguttadar but only a mortgagee, he is not in possession of the Sannad of the village. The old accounts such as Pymaish patti &c which are to be found in the Dist & Taluk Offices may be referred to & justice done to the petitioner by ordering the stoppage of the levy of water cess on account of the Kayemgutta Dyavasandra & Godi Chik Arlagere villages. It cannot be supposed that the Kayemgutta Dyavasandra village has no wet lands, for, the Shanbogue of the village, the late Kodagidar, Talwar & other Brahmins are still enjoying wet Inam lands in the village. [illegible]

[illegible]

Kayemgutta village, the neighbouring godi villages of Siddenahalli & Arasanahalli have their wet lands below the Sikar tanks of Bettahalli & Sulikunte villages respectively, as may be seen from the Pymaish accounts of Siddharti & Krodhana. The said wet lands are irrigated by the water of the above mentioned Goot tanks, and the produce is taken every year by the godidars concerned, and no water cess is levied from them. The terms of Sannad of the aforesaid godi villages are similar to those of the Sannad of the Kayemgutta Dyavasandra village. Moreover, the Sannads of godi & Kayemgutta villages do not usually shew details of sources of irrigation &c., but such particulars are generally given in the Pymaish accounts & Sawal or Pota poti patties on which the villages were originally granted by Govt.

Petition of Narasamma, godidar of Chik Arlagere village, to the amildar — 8 11/10/86

10 "The imposition of water cess on account of the alleged utilization of water of Dodda Arlagere Amani tank for the lands of the godi Chik Arlagere village, is unjust inasmuch as the lands cultivated with wet crops form a portion of the bed of the ruined tank of the said godi village, and

inasmuch as only punji crops raised thereon by the help of rain water. A similar question having been raised in previous years, it was, after enquiry, decided that no water cess was to be levied."

11 The endorsement given on the above petition was to say that, as per orders of the Dy. Comr in the Takrar Thakta, the petitioner is liable to pay water cess.

No 147 dt 30/10/86

12 "The Amildar reports that the petitioner has been directed to pay water cess as per orders passed on enquiry by the Deputy Comr. Hence no other orders can be given from this department."

Endorsement from the Survey Dept. No 256 dt 18/11/86

13 "As, during the last Jamabandi, it was brought to the notice of the Deputy Comr that the water of Dodda Arlagere amani tank was utilized for cultivation of lands of the Rayangulla Dyavasandra village, and that no Sannad &c allowing this previlege was forthcoming, the levy of water cess was ordered. The records submitted by the Amildar have again been persued and there are no grounds for cancelling the said order. Besides, the petitioner has not produced any records in his favor. If the amount ordered to be levied be not paid forthwith, coercive measures will [illegible]

Endorsement from the Dy. Comr, dt 10/11/86

by the Amildar."

Petition d 9/12/86 to the Dy. Comr. in reply to the above endorsement

14 "As the Thanbogue of Dodda Arlagere Amani tank is not on terms with the petitioner, he concealed all the previous references & orders on the subject, ~~but~~ and simply noted in the Takrar Thakta that the Kayemguttadar has unauthorizedly utilized the water of the said Amani tank. The Amildar relying on this suggested the levy of water cess. The Dy. Comr. also, not taking into consideration the just prayers of the petitioner, has passed orders against him. Copies of orders &c (referred to in paras 2 to 9) are herewith submitted for further consideration & orders."

Endorsement No 254 d 9/12/86 in reply to the above petition.

15 "The documents produced by the petitioner do not shew any orders to the effect that the water of the Govt tank may be utilized for the lands of the Kayemgutta village free of any cess. If there be any Sannad or other order of the higher authorities in favor of the petitioner's contention, and if such be produced due orders will be passed."

Petition ~~No~~ d 25/12/86 to the Dy. Comr.

16 In reiterating the contents of his former Urzees, the petitioner stated that the old Pymaish account of Krodhana (1805–1806) clearly shews that the Patte gadde of

of Dyavasandra is to receive its irrigation from Dodda Arlagere tank, that this tank which ~~was~~ had been formerly a Kodagi tank in the enjoyment of the original Kayemguttadar, was about 10 or 12 years ago resumed to Zirkar. The said tank being out of order, it was repaired at a cost of Rs. 800, of which a contribution of Rs. 200 has been paid in the shape of labor by the present Kayemguttadar. The ryots of the Kayemgutta village are still doing the annual repairs to the tank.

17 In reply, the petitioner was referred to the former endorsement. — Endorsement No 270 & 26/12/86

18 The order passed by the Dy. Com. in this Takrar Thakta, referred to already, runs thus:- — Takrar Thakta No 7

"They have failed to shew cause why they should not pay, so the water rate for last year must be collected at once".

19 Of the total extent of 5 c. – 18 c. – 2¾ p. candies of the Kayemgutta — Dyavasandra village excluding Minor Inams & unculturable waste &c, an area of 1 c. – 17 c. – 4 p. candies represents wet extent. This land is stated to be "a wet land forming part — Pymaish account of Krodhana (1805–1806)

of

14

of the area under Arlagere tank and extending to Patte gadde".

20 The above records together with the petition of Thavarekere Krishnappa were sent to the Dy. Comr, Bangalore District, for report. That Officer in reply states that, as the Kayemguttadar ~~his~~ failed to produce any written authority allowing him the right of using the water of Govt tank for ~~his~~ the lands of his Kayemgutta village, the levy of water cess has been ordered.

Letter No 177 of 14/6/87

B.

he Imam Department is
written to for any references
may be forthcoming in bearing
n the matter. It appears
l certain proceedings took
ace in 1868/69 in the course of
e enquiry ~~into the claim~~ touching
the Kayam Gootha Villa

16

N. [illegible] 8th July/87

2. In reply to his N. [illegible] 14th June/87 the Dy. Commr was requested to report after enquiry, whether it was true that the Petitioner or the Kayemguttadar had, as alleged, paid contribution towards the repairs of the Arlagere tank, and if so, how much; why contribution was demanded if the tank belongs to Govt; and whether the other Inamdars irrigated their lands by the same tank without paying cess.

N. 287 30th Octbr/87.

22. It was stated in reply that as Kayemguttadar Gyavasandra has no tank of its own, its wet lands as well as those of 3 other villages were equally irrigated by the said tank; that consequently when an estimate for Rs 3.80/- was prepared in 1872 for the repairs of that tank the ryots of the 4 villages contributed Rs 0.47/- in labor; that as the Muchalika was not forthcoming the share of work done by them could

1. Arlagere. 2. Gyasamakanhalli & 3. Bavinahalli.

could not be determined; that the records do not shew that the Inamdar paid any contribution at all; that no water cess had ever been levied on the minor inams, tho' irrigated by the Arlagere tank, and that this exception could not be accounted for. A file of ver: papers was also submitted, consisting of instructions anent the repairs of the tank, plan, estimates, contractors' Muchalika, bills, jareeb patties, notices, petitions from the rayots intimating the completion of the work allotted to them, and a hukam from the Dy: Commr to the Hoskote Amildar, forwarding for report this office No $\frac{1915}{100}$ of 8th July/87. The Amildar wrote his report on the reverse of the hukam, the contents of it being substantially the same as the facts stated in the former portion of this para.

23. Dy: Commrs Nos 177 & 487 of 14th June & 6th Oct/87 respectively together with ver: papers were

* No 484 of 5th July/87

Camp No. 2143 of 27th Oct/87

18

forwarded to the Supt. of Inam Settlements for any reference in connection with certain proceedings that took in 1883 by in the course of the enquiry touching the Kayrengutta Village.

No. 4 of 6th May/88.

24. The Inam Supt. in reply, informed that no reply was forthcoming in his office and that the Inam Register is silent with regard to the proceedings alluded to.

No. 360 of 15th August/89.

25. The Dy. Commr. Bangalore Dt. requests early orders on the complaint of Kayrengutta Dar Krishnappa, as a large amount of arrears, remains to be collected.

23/4/87 - 13

[illegible] 13/12/87 [illegible] 17-12-87

[illegible] 193

19

L.R. 29-87

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

(1) [illegible]

(2) [illegible]

(3) [illegible]

12.

[illegible]

COURT FEE

INDIA

MYSORE

ONE ANNA

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[redacted]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

24

No. 141

**Mysore Dewan's Office,**

PETITION DEPARTMENT.

# Official Memorandum. L.R. 29-87-2

The accompanying Petition No. 183, dated 23rd April 1887 received at the Dewan's Office from Tawarekere Virishnappa of Dwasandra Hosakote Taluk

is forwarded, together with its Thirteen enclosures, to the Deputy Commissioner, Bangalore District for report.

BANGALORE,
Camp Mysore
1st June 1887.

Draft

By Order,

Under Secretary.

Mysore Government Press, Bangalore.—5-10-86.—2000.

D. No. 177.

(3)

By Commissioners Office
25
Bangalore District
Dated 14th June 1887.

To

The Chief Secretary to the Dewan
of Mysore.

L.R. 29-87-3

Sir,

In returning the enclosures received with your Office Memo No. 141 of the 1st Instant, I have the honor to state that the original Kayemguttadar, the late Munshi Krishnappa, when acting as Gumasta Shanbogue of Arelegere Kere, utilized without the knowledge of Government water from that Tank for irrigating his Kayemgutta land of Davasamudra. A part of this village was subsequently mortgaged to Narasamma, sister of the petitioner, who continued to use the water from the said tank

This fact was brought to my notice during the Jamabundi of the year 1885/86 in the Takarar Taktu. I enquired into the matter and as the petitioner failed to produce any written authority to prove his right to the use of the water, though sufficient time was given to him for doing so, I ordered that he must pay water cess according to the rules.

I have the honor to be
Sir,
Your Most Obedient Servant,
[illegible]
Dy. Commissioner

27

Rep. 15/6/87

~~[illegible]~~ for Press 17/6/87

Received 17/6

General Serial No. 29.

1887-88 1509

99

From The Dy Commissioner Bangalore District

To The Chief Secretary to the Dewan of Mysore.

Dated 14th June/87.

Despatched 15th

Received

Enclosures No. 1 file

General No. | 1887-88

D No. 177

Reports on petition from Tavarekere Krishnappa of Devasandra Hoskote Taluk.

Enquire if the petitioner's allegation is true that he or the Kanyam Gavadar has paid contribution for the repairs of the tank; how much & why was contribution demanded & paid if the tank is joint tank. Ask if it be true that the Enamdar irrigate their land from the same tank without paying cess. Rs. 6-7.

S. V. Rao

LA 18/6

(General Serial No. 31.)

188

From

To

The Deputy Comr.
Bangalore

Dated 5/7/87

Despatched

Received

Enclosures No. 1 pp.

General No. 1915

No. 100

His letter No: 177 of 14th ultimo, reporting on the petition of Tavarekere Krishnappa of Devasandra Hoskota taluk.

In reply has the honor to request that the Dy: Comr. will enquire and report if the petitioner's allegation is true that he or the Koyeingoottadar has paid contribution for the repairs of the tank; how much and why was contribution demanded & paid if the

he tank is Govt. tank; and
it be true that other Inamdars
rrigate their lands from the same
tank without paying cess.

The enclosures are herewith
returned for reference and
resubmission.

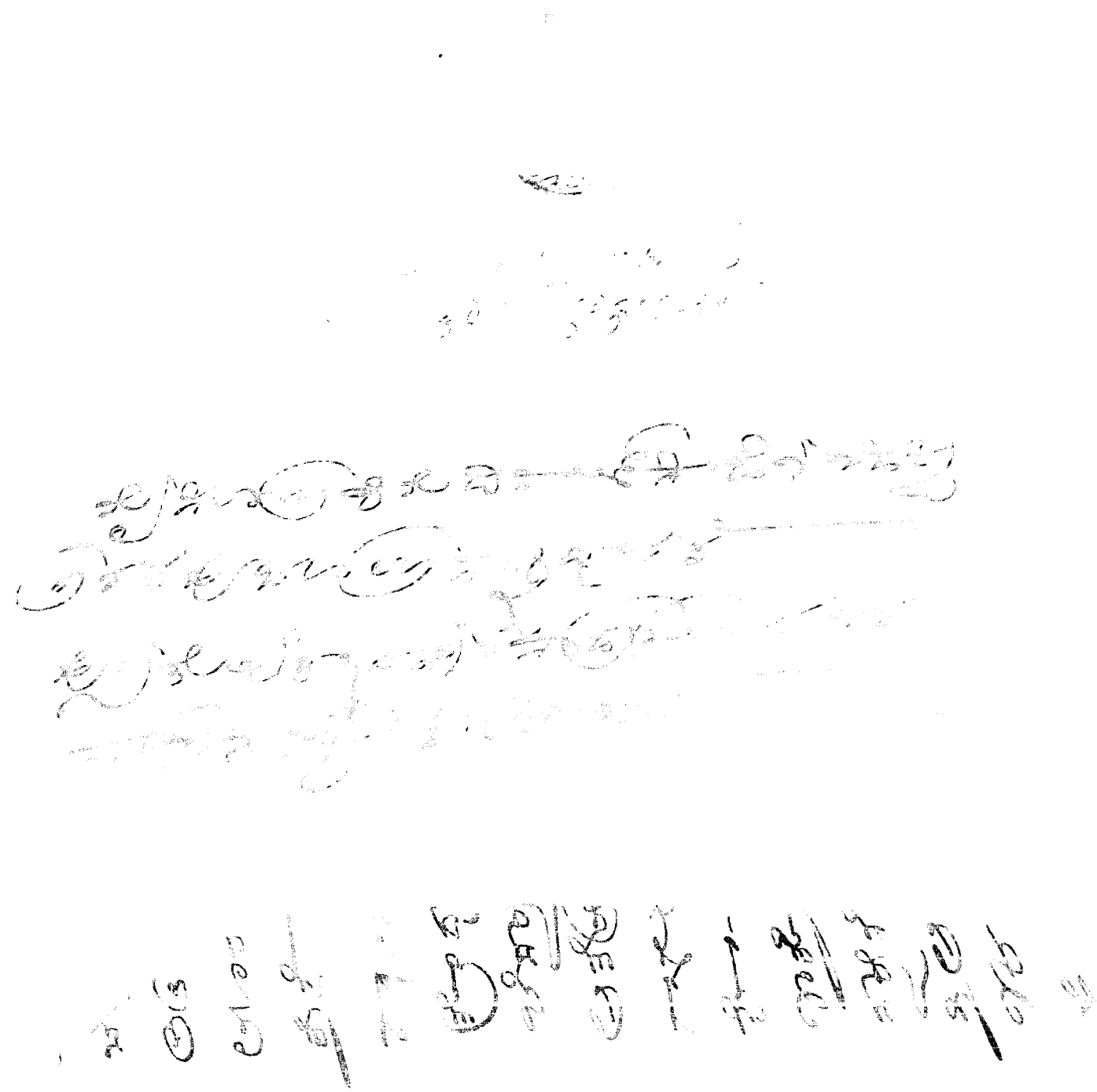
Bo

[illegible]

13/1/18

30

L.R. 29-87-5



R. Dept

(General Serial No. 31.)

188

From

L. R. 29-87-4

To The Deputy Comr. Bangalore

Dated 8/7/87

Despatched

Received

Enclosures No. 1 pp.

General No. 1915

No. 100

Sir letter No: 177 of 14th ultimo, reporting on the petition of Tavarekere Krishnappa of Devasandra Roskota taluk.

In reply has the honor to request that the Dy: Comr. will enquire and report if the petitioner's allegation is true that he or the Koyeingoottadar has paid contribution for the repairs of the tank. How much and why was contribution demanded & paid if the

the tank is Govt tank, ...
it be true that other Inam...
rrigate their lands from the
tank without paying ce...

The enclosures are ...
returned for reference ...
resubmission.

Bo...

[illegible]

28/7/87

No 113

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

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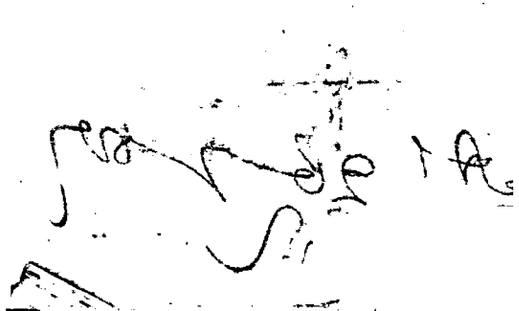
[illegible]

[illegible]



[illegible]

2017

L.R. 22-87-7

[illegible]

21/9/87

487

No 1781

35

L.R. 29-87-8

D. No. 487.
Encl. 2 files

Dy. Commissioner
Bangalore District
Dated 6th October 1887.

37

L.R. 29-87-9

The Chief Secretary
to the Dewan of Mysore

Sir,

In reply to your docket No. 1975/100 dated 8th July last, I have the honor to state that Kayemgutta Dyavasandra has no tank of its own, but its wet lands together with those of 3 other villages are irrigated by Chalagere tank.

2. In 1872 an estimate of Rs. 3180/- was prepared for the repairs of this tank and as the wet lands of Achagere, Gasima-Kanhalli, Bavinahalli and Kayemgutta Dyavasandra villages were equally irrigated by this tank, the ryots of the said 4 villages contributed Rs. 64.7/- in labor, but as the Muchalika is not forthcoming it is impossible to say now the proportion of labor done by the ryots of each village.

3. There is nothing in the record to show that the Inamdar paid any contribution at all. The ryots cultivating land below the tank, in their petition on stamp paper dated January 1873, stated that they had completed their share

[illegible]

This was in reply to an order calling upon them to either do the work or pay their share of the contribution.

4. There are some minor loans irrigated by this tank and the Amin [illegible] reports that no water cess has ever been levied on them. There is no reason for this omission as far as the record shows.

5. The proceedings are submitted for reference and return together with those received with the docket under reply.

I have the honor to be

Sir

Your most obedient Servant

For Dy Commissioner

22-12-87

27/12/87

LO

L.R. 29-87-10

910 2739

2/P434

(General Serial No. 31.)

Rev 1887. 41

From

L.R. 29-8-7-11

To The Superintendent of Inam Settlements, Mysore.

Dated 27th December 87

Despatched

Received

Enclosures No. 2 files.

General No.

Camp No. 2143.

Drawn the Case No. 4875/87

1. Letter No. 177 dated 14th June 1887 from the Commr. Bangalore District reporting upon the petition of Tavaré-Keré Krishnappa of Kayampalli Devansandra in the Hoskote Taluk, together with the proceedings connected with the matter.

2. Letter No. 487 dated 6th October 1887 from

the Dy Commr Banga-
lore District submitting
further report on the
petition referred to in
the foregoing letter, together
with records.

In forwarding the
letters above quoted
together with their files
received with them,
the Superintendent of
Inam Settlements is
requested to furnish
this office with any
references upon the matter that may
be forthcoming in his
office, ~~upon~~ It would
appear that certain
proceedings took place
1868-69 in the course of
Enquiry touching the Karen

Jno Peth No 3565 of 87/88

43

(General Serial No. 31)

188 (12)

*From*

L.R. 29-87-12

*To*

The Superintendent of Inam Settlements.

*Dated* 24th April 1885

*Despatched*

*Received*

**Enclosures No.**

*General No.*

*No.* 55

This Office camp No 2143 dated 27th December 1887

Invites attention to the above and requests early submission of references called for in the above.

By order

Draft

For Chief Secretary

From the Same No 4 of 5th May 1887

Refer 7/5

[illegible]

[illegible]

14/5.

24 1888

OFFICE OF THE DEWAN OF MYSORE
884
7 - MAY. 88
19

From (13)

The Supt. of Inam Settls.

L.R. 29-87-13

To,

The Chief Secretary
to the Dewan
of Mysore

Dated 5th
Despd 7th } May

Enclo. no 2 files

No. 4 of 1888-89.

His Docket (Camp)
No. 2.45 of the 27th December
last.

In returning the enclosures of the above, has the honor to state that no reference is forthcoming in this office regarding the Kayem Gutta Village in question, and to add that the Inam Register of the Village is silent with regard to the proceedings alluded to in the above.

[signature]

Supt. of Inam Settls.

DS

45

(General Serial No. 31.)

OFFICE OF THE
3821
19.AUG.89
326
DEWAN OF MYSORE

1889-90

From

The Dy Commissioner

Bangalore District.

L.R. 29-89-14

To The Chief Secretary to the ~~Dewan~~ Govt. of Mysore

Dated 16th August 1889.

Despatched

Received

Refer 19/8

Enclosures No.

General No.

D No. 360.

Has the honor to solicit the favor of early orders to this office reference No. 177 of 14th June 1889, reporting upon the complaint of Krishnappa, a Kayem-guttadar in the Hoskote Taluk. A large amount of arrears remains to be collected, pending the settlement of this case.

[signature]

Dy Commissioner.

Mess.

Letter Bacon No. 6954 Dt 12/12/89

47

Petitioner
~~Das~~ Tavarakeri Krishnappali
Davasondra
Hoskota Taluk.
in pn

Ask Mam Supt to
forward the Mam
Regr —

order rec'd [illegible]
[illegible]
7/11

12-11-89

No 1741

L.R. 29-87-16

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Dat-
Rec'd
18/11
Ordered
26/11

1889. 6463

From 128

The Supt. of Main Sec.

L. R. 29-87-17

To The Chief Secretary to the Government of Mysore

Dated 18th
Recd 18th } November

Enclosure No. 1 orig. Main Regr.

No. 29 of 1889-90.

His Docket No. 388 of the 8th Instant.

As requested in the above, has the honor to forward herewith the Fayem Gutta Register (No. 648) of the Hos-kote Taluk, containing the case (No. 7) under reference, to be kindly returned when done with.

[signature]

Supt. of Main Petns.

To the Secretary 20/12 32

A 2-12-89. A 19-11-89

Before the Government of *His Highness* the Maharaja of Mysore

53

Appeal No. 185 of 28th April 1887

L.R. 29-87-18

| Appellant. | Vs. | Respondent |
|---|---|---|
| Tavarekere Kristnappa, on behalf of Narasamma Mortgagee of Rayenguddha Village of Devasandra - Hoskotta Bangalore A.D.C. | | Petitioner |

**Decision.**

Petitioner complains against the imposition of water rate on her Rayenguddha lands.

Petitioner's lands are irrigated under the Tank of the Govt. Village Nilagare. In 1872 the Tank was repaired by Government at a cost of Rs. 3.80 when the rights of Petitioner's village and those of 4 other Government villages, whose lands are irrigated under the Tank, contributed Rs. 4 per labor, though the amount contributed by each is not known.

In the Paymash account of 1885-6 an area of [illegible] is entered as wet irrigated by the Nilagere Tank and from the Sheikdar's report to the Amildar dated 9th March 1884 No. 989 it appears that it was not usual to charge water rate on the wet field called "Sabe gadde" in the village under notice though it is irrigated by the water of the Government Tank. In 1885-86, the same land [illegible] a little more than 3 acres) was irrigated, and the Dy. Comr. ordered, on 5th November 1886, that water-rate (Rs. 3.[illegible]) should be charged, as the Rayenguddhadars have failed to produce sanads or to show that they had right to the free use of water. The appeal is against this order.

The Inam Register prepared by the Inam Comr. does not show the area of the village confirmed; but, according to the survey the area of the village is as follows:—

| | | |
|---|---|---|
| Dry | 134 | 21 |
| Wet | " | 17 |
| G. | 7 | 24 |
| | 103 | 22 |

| | | |
|---|---|---|
| | 1 | 4 |
| Cultivable Waste Dry | 23 | 22 |
| Uncultivable Waste | 26 | 1 |
| | 85 | 2 |
| Total | 236 | 2 |

No additional quit rent was imposed on the Village.

As it is clear from the records that the land in question had always been irrigated under the Bank of Malagere free of charge, and as there is nothing in the settlement made by the Inam Cmt that takes away that right, the imposition of water rate was wrong and the Government directed that it be remitted, and any sum already collected refunded to the party. It must however be understood that the order is not intended to relieve the Kayem Gubbadaro and their ryots from their liability to contribute to the repairs of the Bank.

Wd. By order.

Ad 6/10/89

No 6954/345 07/11 Under Secy.

1742 & Wd

To

The Dy Cmt Kanyadikh, returning

Vernacular Proceeds

No 487 26 10 89

L. R. 29-87. Sl. 18

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Rough Draft

P.M. No 183 dated 23d Apr 1887.

no. 6954 / 345 dy 12/17 12 Sy

Petitioner
Tavarekere Kris Mappa
in lieu of ~~Narasamma~~
Mortgagee ~~holder~~ of Kayemgulla village
of Devasandra.
Hoskotta
Bangalore Dt

Petitioner complains against the imposition of water rate on her ~~Sunn~~ Kayemgulla lands.—

Petitioner's lands are irrigated under the Tank of the Gur village Arlagure. In 1872 the Tank was repaired by Govt at a cost of No 3180 when the ryots of Petitioner's village & those of 4 other Gur villages whose lands are irrigated under the Tank contributed No 647 in labor, though the amount contributed by each or not known.—

+ In the Paymash account of 1805-06 Ko K P. an area of 1-17-4 is entered as wet irrigated by the Arlagere Tank & from

+ In the Amoddar

~~From~~ the Sheikdar's report dated 19/3/84 No 989 it appears that it was not usual to charge water rate on the wet field called "Patte godde" in the village

under notice though it is irrigated by the water of the Gur Tank —

In 1885-86, the same land was irrigated, & the Dy Comr ordered on 10th Nov 1886, that water rate should be charged, as the ~~[illegible]~~ ayangattadars ~~[illegible]~~ have failed to produce ~~any [illegible]~~ sanads or to show that they had right to the free use of water. The appeal is against this order —

The ~~[illegible]~~ ~~[illegible]~~ ~~[illegible]~~ by the Inam Comr is not produced. ~~The Inam Comr [illegible] that the Inam Regr of the Village is [illegible] on the point.~~

As it is clear from the records that the land in question had always been irrigated under the Tank of Aralagere free of charge, & as there is nothing in the ~~Rayamgalla~~ settlement made by the Inam Comr that takes away that right, the imposition of water rate was wrong & the [illegible] [illegible] [illegible]

Xh Xh P
— (1 - 16 - 14) Dy ~~[illegible]~~
a little more than 3 acres)

(Rs 9 - 3 - 7)

Inam Regr's [illegible] —

The area of the village ~~[illegible]~~ as formed — but according to the survey the area of the village is as follows.

| | |
|---|---|
| | acres |
| Dry | 104.28 ✓ |
| Wet | 11.17 ✓ |
| G | 7.24 ✓ |
| | ~~[illegible]~~ 123.2 |
| cultivable waste Dry | 26.[illegible] ✓ |
| uncultivable waste | 86.19 ✓ |
| Total | 235.2 |

No additional quit-rent was imposed on the village. —

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it be remitted, & any sum already collected refunded to the party — It must

U.C.

30/11/09

However be understood that this order is not intended to relieve the Kayamgutiadar & their ryots from their liability of contributing to repairs of the Tank.

U.C.

Petitioner is informed that the water rates imposed has been entered to be remitted.

U.C.

It must however be understood that this order is not intended to relieve Petitioner & her ryots from their liability to contribute to the repairs of the Tank —

U.C.

To The Dy Comr Bangal

Dated 12/17 - 12 - 89

No. 6954/345

Directing the rem
and refund of the w
rate imposed on the
in the Kayamgutta v
of Devasandra in
Boskote Tk irrigate d
the Govt tank at Arl
and stating that the Kay
gutters & other ryots con
be relieved from the lia
of contributing to the
of the Tank.

No. 183.

OFFICE OF THE DEWAN OF MYSORE,

16th Dec 1889

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(20)

~~Appellant~~. Vs. ~~Respondent~~.

L. R. 29-87-20

*Endorsement.*

In reply to his appeal Petition, dated 23 April /87 Thanasakire Kristnappa on behalf of Narasamma Mortgagee of Kayangotta Village of Devasandra Bookota Taluk, Bangalore Dt.

is informed that the water rate imposed has been ordered to be remitted. It must however be understood that this order is not intended to relieve the Petitioner and her Ryots from their liability to contribute to the repairs of the Tank. The enclosures are returned.

By Order

[illegible]